

IN THE ~~DISTRICT~~/SUPERIOR/~~SUPREME~~ COURT FOR THE STATE OF ALASKA
AT HOMER

MICHEAL L. McLAUGHLIN,

Petitioner;

v.

STATE OF ALASKA,

Respondent.

FILED
STATE OF ALASKA
THIRD DISTRICT
106 OCT 14 PM 12:20
CLERK, TRIAL COURTS
BY DEPUTY CLERK

CASE NO. 3HO-08-2499

Trial Court Case No. # 3HO-S06-506 CR.

PRISONER REQUEST FOR
FILING FEE EXEMPTION

I, Micheal L. McLaughlin, request exemption from paying
(name of prisoner)
part of the filing fee in this civil litigation against the State of Alaska. As required by
AS 09.19.010, I am submitting to the court:

1. the following affidavit, and
2. the attached certified copy of my account statement for the past six months from the Department of Corrections, along with a DOC cover memo listing average monthly deposits and average balance.

AFFIDAVIT

I swear or affirm under penalty of perjury that the following information is true to the best of my knowledge and belief.

1. I am a prisoner at Wildwood Pretrial Facility.
(name of correctional facility)
2. I am attaching a filled out Financial Statement on court form CR-206.
3. The circumstances that prevent me from paying the full filing fee are: Long term period of pretrial incarceration has depleted all outside resources. Funds that are acquired by prisoner employment are largely dedicated to costs and fees related to seeking legal remedy. That I have no significant outside resource.
4. Nature of action: ☒ application for post conviction relief
☐ civil lawsuit
☐ appeal of a civil judgment
☐ appeal from final decision of a
☐ other: _____

"Exhibit M-1"

5. The following specific facts will, when proven, state a claim on which relief can be granted or entitle me to reversal on appeal: Court lacks jurisdiction to try, convict, or sentence the petitioner based upon flawed indictment.
Petitioner was denied counsel at a critical stage of the proceedings.
Petitioner brings other due process claims; denial of right to confront, right to present a meaningful defense, failure to litigate every element of the offense charged.
Petitioner brings claims which are actionable under Article I § 13 of the Constitution of Alaska - Habeas Corpus.

Petitioner brings claim under Brickway v. State 37 P3d 427 (App 2001)

7/25/08

Date

[Signature]
Prisoner's Signature

Subscribed and sworn to or affirmed before me at Kenai, Alaska on

July 25, 2008
(date)

(SEAL)

[Signature]
Notary Public or other person authorized to administer oaths.

My commission expires end of office



ORDER

It is ordered that the above request is

☒ GRANTED. The court finds that exceptional circumstances prevent the prisoner from paying the full filing fee. The required filing fee will be \$ 18.50
(Minimum required by AS 09.19.010(d) is 20% of the larger of average monthly deposits to or average balance in prisoner's account.)

☐ DENIED. The court finds that no exceptional circumstances prevent the prisoner from paying the full filing fee.

This case will not be accepted for filing unless the filing fee is paid within 30 days after the date of distribution of this order.

11-25-2008

Date

[Signature]

Judge

I certify that on 11-25-08
a copy of this order was sent to:

Huguelet

Type or Print Name

Clerk: [Signature]

Michael McMaughlin

"Exhibit M-2"

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA
AT Homer

In the Matter of the Application of
for Post Conviction Relief of:

Michael McLaughlin
(Name of Applicant)

Case No.: 340-08-249 CI

In Connection
with Case No.: 340-06-506 CR

NOTICE TO STATE OF APPLICATION
FOR POST-CONVICTION RELIEF

An original, amended, or supplemental application for post-conviction relief, or a notice of intent to proceed on the original application was filed on 10-14-08.

The state has 45 days from the date of service of this notice to file an answer or motion.

The applicant has 30 days to file an opposition and the state has 15 days to reply.

Judge Murphy is assigned to this case.

11-25-08
Date

Jon S. Banks
Deputy Clerk

I certify that on 11-25-08 I sent
a copy of this notice and the application
for post-conviction relief /notice
of intent to:

- ☒ Applicant
☐ Appointed Counsel
☒ Prosecuting Attorney

Clerk: JB

"Exhibit M-3"